1 2 9 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. VTM 567

Douglas G. Vanderlaan

10/027,740

Art Unit:

Filed

December 20, 2001

Examiner: Frank I. Choi

1616

TECH CENTER 1600/2900

For

Antimicrobial Contact Lenses Containing Activated Silver and Methods for

Their Production

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on

December 22, 2003

(Date of Deposit)

Kate Willan

(Name of applicant, assignee, or Registered Representative)

December 22, 2003

(Date of Signature)

To:

Commissioner for Patents Washington, D.C. 20231

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated September 24, 2003 finally rejecting Claims 1-16 of the above-identified application.

The item(s) checked below are appropriate:

- 1. An extension of time to respond to the final rejection was granted on for month(s).
- A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
- 3. A timely response to the final rejection has been filed.
- 4. Fee \$320.00: for filing of Notice of Appeal
 - Not required (fee paid in prior appeal)
 - Charge to Deposit Account No. 10-0750/VTN-567/KAH. Two additional copies of this Notice are enclosed herewith.
 - \boxtimes The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/VTN-567/KAH.

12/31/2003 ANDNDAF1 00000130 100750 10027740

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Respectfully submitted,

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Date: December 22, 2003